



Docket No. 5988-055-27

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Motoyuki SHIMA, et al. GAU: 1752
SERIAL NO: 10/648,243 EXAMINER: Rosemary E. Ashton
FILING DATE: August 27, 2003
FOR: RADIATION-SENSITIVE RESIN COMPOSITION

DECLARATION UNDER 37 C.F.R. § 1.132

ASSISTANT COMMISSIONER FOR PATENTS
PO BOX 1450
ALEXANDRIA, VA 22313-1450

SIR:

We, Hiroyuki Ishii and Masafumi Yamamoto, hereby declare as follows:

1. We are named inventors in the above-referenced U.S. Patent Application No. 10/648,243 (hereinafter referred to as "the '243 application").
2. We contributed to the conception of subject matter disclosed and claimed in the '243 application.
3. Motoyuki Shima, Daichi Matsuda and Atsushi Nakamura are also named as inventors in the '243 application.
4. Motoyuki Shima, Daichi Matsuda and Atsushi Nakamura also contributed to the conception of subject matter disclosed and claimed in the '243 application.
5. We are also named as inventors in U.S. Patent Application Serial No. 10/386,707 (hereinafter referred to as "the '707 application"), which has been published as U.S. Patent Application Publication No. 2003/0203309 A1 (hereinafter referred to as "the '309 publication").
6. We contributed to the conception of subject matter disclosed and claimed in the '707

application.

7. Yukio Nishimura and Isao Nishimura are also named as inventors of the '707 application.
8. Yukio Nishimura and Isao Nishimura also contributed to the conception of subject matter disclosed and claimed in the '707 application.
9. Yukio Nishimura and Isao Nishimura , who are listed as inventors in the '707 application, did not make an inventive contribution to the subject matter disclosed and claimed in the '243 application.
10. Motoyuki Shima, Daichi Matsuda and Atsushi Nakamura, who are listed as inventors in the '243 application, did not make an inventive contribution to the subject matter disclosed and claimed in the '707 application.
11. We have reviewed the Official Action mailed on November 10, 2004 in the '243 application.
12. It is our understanding that Claims 1-9 of the '243 application have been rejected under 35 U.S.C. §102(e) as allegedly being anticipated by the '309 publication.
13. In particular, it is our understanding that Claims 1-9 of the '243 application have been rejected as allegedly being anticipated by the subject matter referred to in Table 1, paragraph [0255] of the '707 application as Examples 6 and 10.
14. We alone contributed the subject matter disclosed in the '707 application which was relied upon in the Official Action.
15. In particular, we alone contributed the subject matter referred to in Table 1, paragraph [0255] of the '707 application as Examples 6 and 10.

We declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Jan. 26, 2005
Date

Hiroyuki Ishii
Hiroyuki Ishii

Jan. 26, 2005
Date

Masafumi Yamamoto
Masafumi Yamamoto